

**Louisville Metro Council  
Final Agenda**

**Members Roll Call:**

(D) – Judy Green (1)	(D) – Barbara Shanklin (2)	(D) – Mary C. Woolridge (3)
(D) – David Tandy (4)	(D) – Cheri Bryant Hamilton (5)	(D) – George Unseld (6)
(R) – Kenneth C. Fleming (7)	(D) – Tom Owen (8)	(D) – Tina Ward-Pugh (9)
(D) – Jim King (10)	(R) – Kevin Kramer (11)	(D) – Rick Blackwell (12)
(D) – Vicki Aubrey Welch (13)	(D) – Robert Henderson (14)	(D) – Marianne Butler (15)
(R) – Kelly Downard (16)	(R) – Glen Stuckel (17)	(R) – Jon Ackerson (18)
(R) – Hal Heiner (19)	(R) – Stuart Benson (20)	(D) – Dan Johnson (21)
(R) – Robin Engel (22)	(R) – James Peden (23)	(D) – Madonna Flood (24)
(R) – Doug Hawkins (25)	(D) – Brent Ackerson (26)	

**Meeting Date:**

05/27/2010

**Meeting Time:**

4:00 PM

**Location:**

601 W. Jefferson Street  
3<sup>rd</sup> Floor, City Hall  
Louisville, KY 40202

**President:**

Tom Owen (8)

**Pro-Tem:**

Madonna Flood (24)

**READING OF THE CALL FOR A SPECIAL MEETING**

1- Mayor's Letter

**MAYOR ABRAMSON'S 2010-2011 BUDGET ADDRESS**

**Introduction of Page(s): CM Jon Ackerson welcomes Alex Grove & Harper Grove. CW Ward-Pugh welcomes Lydia Thomas.**

**Guests: CM Henderson welcomes IRS representative.**

**Council Minutes:**

2- Regular Council Minutes May 13, 2010

**Committee Minutes**

3- Regular: Appropriations, NDFs and CIFs - May 20, 2010

4- Special : Budget - May 25, 2010

5- Regular: Committee of the Whole - May 13, 2010

6- Regular: Committee on Committees - May 25, 2010

7- Regular: Community Affairs - May 19, 2010

- 8- Regular: Contracts and Appointments - May 18, 2010
- 9- Regular: Energy and Environment- May 13, 2010
- 10- Special: Government Accountability and Oversight/ Budget Joint Meeting - May 12, 2010
- 11- Regular: Health and Human Needs - May 19, 2010
- 12- Regular: Labor & Economic Development - May 20, 2010

**Consent Calendar:**

- 13- R-120-05-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT – (HNTB CORPORATION - \$70,398.00).

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Contracts and Appointments  
**Primary Sponsor:** Rick Blackwell

- 14- R-121-05-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - (KENTUCKY COMMUNITY AND TECHNICAL COLLEGE SYSTEM/UNIVERSITY OF KENTUCKY COMMUNITY COLLEGE SYSTEM FOR JEFFERSON COMMUNITY COLLEGE - \$85,000.00).

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Contracts and Appointments  
**Primary Sponsor:** Jim King

- 15- R-119-05-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES APPROVING THE APPROPRIATION TO FUND THE FOLLOWING AMENDMENT TO A NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - (UNIVERSITY EMERGENCY MEDICINE ASSOCIATES, P.S.C. - \$19,000.00 FOR A NEW NOT-TO-EXCEED AMOUNT OF \$64,000.00).

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Contracts and Appointments  
**Primary Sponsor:** Judy Green

- 16- R-126-05-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – (VIVIEN BETANCES-KEANE - \$15,000.00).

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Contracts and Appointments  
**Primary Sponsor:** Kevin Kramer

- 17- R-118-05-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES APPROVING THE APPROPRIATION TO FUND THE FOLLOWING

NONCOMPETITIVELY NEGOTIATED EMERGENCY PURCHASE – (MITCON SERVICES, INC. D/B/A SERVPRO OF SOUTH LOUISVILLE - \$16,356.35).

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Contracts and Appointments  
**Primary Sponsor:** Judy Green

- 18- O-92-05-10 AN ORDINANCE AMENDING LOUISVILLE METRO CODE OF ORDINANCES (LMCO) SECTIONS 38.09(A) and 38.80(A)(2) RELATING TO ABANDONED PROPERTY CLASSIFIED AS REAL PROPERTY IN THE URBAN SERVICES DISTRICT.

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Labor & Economic Development  
**Primary Sponsor:** Kelly Downard

- 19- O-99-05-10 AN ORDINANCE RATIFYING AND APPROVING A COLLECTIVE BARGAINING AGREEMENT (APRIL 27, 2010 – JUNE 30, 2013) RELATING TO WAGES, BENEFITS AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT BETWEEN THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND LOUISVILLE PROFESSIONAL FIREFIGHTERS ASSOCIATION LOCAL UNION 345, IAFF AFL-CIO-CLC FOR AND ON BEHALF OF EMPLOYEES IN THE LOUISVILLE FIRE DEPARTMENT.

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Labor & Economic Development  
**Primary Sponsor:** Marianne Butler

- 20- O-100-05-10 AN ORDINANCE AUTHORIZING THE MAKING OF FORGIVABLE LOANS, PURSUANT TO ORDINANCE NO. 54, SERIES 2009, TO LOUISVILLE METRO HOUSING AUTHORITY, NEW DIRECTIONS HOUSING CORPORATION, REBOUND, INC., AND RIVER CITY HOUSING, INC. FOR THE ACQUISITION, REHABILITATION, AND MARKETING OF PARCELS OF REAL PROPERTY LOCATED IN NEIGHBORHOOD STABILIZATION PROGRAM CENSUS TRACTS.

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Labor & Economic Development  
**Primary Sponsor:** Cheri Bryant Hamilton

- 21- O-101-05-10 AN ORDINANCE APPROPRIATING \$9,500 FROM DISTRICT 2 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE PEACE CENTER, INC. FOR PROGRAM EXPENSES.

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Appropriations, NDFs and CIFs  
**Primary Sponsor:** Barbara Shanklin

- 22- O-102-05-10 AN ORDINANCE AMENDING ORDINANCE NO. 90, SERIES 2009 AND ORDINANCE NO. 91, SERIES 2009 RELATING TO THE FISCAL YEAR 2009-10 CAPITAL AND OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$20,000 FROM THE DISTRICT 10 CAPITAL INFRASTRUCTURE FUND TO THE DISTRICT 10 NEIGHBORHOOD DEVELOPMENT FUND.

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Budget  
**Primary Sponsor:** Jim King

- 23- O-97-05-10 AN ORDINANCE AMENDING ORDINANCE NO. 90, SERIES 2009, RELATING TO THE CAPITAL BUDGET FOR FISCAL YEAR 2009-10 FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY TRANSFERRING \$70,300 AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) FUNDS BETWEEN PROJECTS.

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Budget  
**Primary Sponsor:** Jim King

- 24- O-98-05-10 AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AUTHORIZING A FIRST SUPPLEMENT TO THE INDENTURE OF TRUST RELATING TO METRO GOVERNMENT'S VARIABLE RATE DEMAND INDUSTRIAL BUILDING REVENUE BONDS, SERIES 2008 (SPALDING UNIVERSITY, INC. PROJECT), THE PROCEEDS OF WHICH WERE LOANED TO SPALDING UNIVERSITY, INC. AND TAKING OTHER RELATED ACTION.

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Budget  
**Primary Sponsor:** Jim King

- 25- R-122-05-10 A RESOLUTION ADOPTING AN ENHANCED LEGAL DESCRIPTION OF TERRITORY PREVIOUSLY ANNEXED BY THE CITY OF LOUISVILLE, KENTUCKY BY ORDINANCE NO. 65, SERIES 1982 AS AMENDED, IN THE AREA BOUNDED ON THE WEST BY I-264, THE SOUTH BY I-64, THE NORTH BY SHELBYVILLE ROAD AND ON THE EAST BY HURSTBOURNE AND OXMOOR WOODS SUBDIVISIONS NOW PART OF THE URBAN SERVICES DISTRICT AND IDENTIFIED AS TRACT "A."

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Budget  
**Primary Sponsor:** Jim King

- 26- R-123-05-10 A RESOLUTION ADOPTING AN ENHANCED LEGAL DESCRIPTION OF TERRITORY PREVIOUSLY ANNEXED BY THE CITY OF LOUISVILLE, KENTUCKY BY ORDINANCE NO. 87, SERIES 1982, IN THE AREA BOUNDED ON THE WEST BY I-264, THE SOUTH BY I-64, THE NORTH BY SHELBYVILLE ROAD AND ON THE EAST BY THE PARK OF OXMOOR SUBDIVISION NOW PART OF THE URBAN SERVICES DISTRICT AND IDENTIFIED AS TRACT "B."

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Budget  
**Primary Sponsor:** Jim King

- 27- R-124-05-10 A RESOLUTION ADOPTING AN ENHANCED LEGAL DESCRIPTION OF TERRITORY PREVIOUSLY ANNEXED BY THE CITY OF LOUISVILLE, KENTUCKY BY ORDINANCE NO. 75, SERIES 1981, BEING A TRACT OF LAND LYING NORTH AND SOUTH OF GARDINER LANE BETWEEN POPLAR LEVEL ROAD AND BISHOP LANE NEAR ROBARDS LANE NOW PART OF THE URBAN SERVICES DISTRICT AND IDENTIFIED AS TRACT "B."

**Status:** On Council Agenda - Consent Calendar

**Committee:** Budget  
**Primary Sponsor:** Jim King

**Old Business:**

28- R-117-05-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – WEST BRECK CORPORATION (\$70,000.00). AS AMENDED

**Status:** On Council Agenda - Old Business  
**Committee:** Contracts and Appointments  
**Primary Sponsor:** Marianne Butler

29- R-125-05-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT – (HNTB CORPORATION - \$180,720).

**Status:** On Council Agenda - Old Business  
**Committee:** Contracts and Appointments  
**Primary Sponsor:** Stuart Benson

**New Business:**

30- O-104-05-10 AN ORDINANCE AMENDING ORDINANCE NO. 91, SERIES 2009, RELATING TO THE FISCAL YEAR 2009-10 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$5,000 OF FUNDING FROM THE NEIGHBORHOOD DEVELOPMENT FUND (DISTRICT 21) TO THE METRO COUNCIL GENERAL OPERATIONS (DISTRICT 21).

**Status:** On Council Agenda - New Business  
**Committee:** Budget  
**Primary Sponsor:** Dan Johnson

31- R-138-05-10 A RESOLUTION RELATING TO ORDINANCE 98, SERIES 2010 AND LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT GENERAL OBLIGATION BONDS, SERIES 2010A AND EXPRESSING METRO COUNCIL'S DESIRE FOR A DEBT SERVICE PAYMENT STRUCTURE WITH DEFERRED (REDUCED) PRINCIPAL PAYMENTS IN THE INITIAL YEARS OF THE REPAYMENT.

**Status:** On Council Agenda - New Business  
**Committee:** Budget  
**Primary Sponsor:** Kelly Downard  
Jim King

32- R-127-05-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – (GAYLOR, INC. - \$50,000.00).

**Status:** On Council Agenda - New Business  
**Committee:** Contracts and Appointments  
**Primary Sponsor:** Stuart Benson

33- R-134-05-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET

ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING AMENDMENT TO A NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT - (RESOURCES FOR EDUCATION, ADAPTATION, CHANGE AND HEALTH, INC. - \$22,000.00 – FOR A NEW NOT-TO-EXCEED AMOUNT OF \$98,000.00).

**Status:** On Council Agenda - New Business  
**Committee:** Contracts and Appointments  
**Primary Sponsor:** Vicki Aubrey Welch

- 34- R-135-05-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - (FAMILY HEALTH CENTERS, INC. - \$20,000.00).

**Status:** On Council Agenda - New Business  
**Committee:** Contracts and Appointments  
**Primary Sponsor:** Judy Green

- 35- R-128-05-10 A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO RECOVERCARE, LLC (FORMERLY MEDASTAT) PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32.

**Status:** On Council Agenda - New Business  
**Committee:** Labor & Economic Development  
**Primary Sponsor:** Marianne Butler

- 36- R-129-05-10 A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO NEUSTAR, INC. PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32.

**Status:** On Council Agenda - New Business  
**Committee:** Labor & Economic Development  
**Primary Sponsor:** Marianne Butler

- 37- R-130-05-10 A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO LOUISVILLE BIOSCIENCE, INC. PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32.

**Status:** On Council Agenda - New Business  
**Committee:** Labor & Economic Development  
**Primary Sponsor:** Marianne Butler

- 38- R-131-05-10 A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO DENIOS, INC. PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32.

**Status:** On Council Agenda - New Business  
**Committee:** Labor & Economic Development  
**Primary Sponsor:** Marianne Butler

- 39- R-132-05-10 A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO BAE SYSTEMS LAND & ARMAMENTS LP PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32

**Status:** On Council Agenda - New Business  
**Committee:** Labor & Economic Development  
**Primary Sponsor:** Marianne Butler

- 40- O-103-05-10 AN ORDINANCE CLOSING A PORTION OF PIN ALLEY, A 20-FOOT-WIDE ALLEY, FROM ITS EAST INTERSECTION WITH FLOYD STREET, RUNNING WEST FOR A DISTANCE OF

APPROXIMATELY 251.99 FEET, CONTAINING 5039.67 SQUARE FEET, AND BEING IN LOUISVILLE METRO (CASE NO. 11644). (November 20, 2010)

**Status:** On Council Agenda - New Business  
**Committee:** Planning/Zoning, Land Design & Development  
**Primary Sponsor:** Jon Ackerson

- 41- O-105-05-10 AN ORDINANCE CHANGING THE ZONING FROM C-1, COMMERCIAL TO C-2, COMMERCIAL ON PROPERTY LOCATED AT 1700-1710 BERRY BOULEVARD, CONTAINING 0.82 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 12515). (July 15, 2010)

**Status:** On Council Agenda - New Business  
**Committee:** Planning/Zoning, Land Design & Development  
**Primary Sponsor:** Jon Ackerson

- 42- O-106-05-10 AN ORDINANCE CHANGING THE ZONING FROM R-5, SINGLE-FAMILY RESIDENTIAL TO CN, COMMERCIAL NEIGHBORHOOD ON PROPERTY LOCATED AT 1935 BLUEGRASS AVENUE, CONTAINING 8.1 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 13040). (July 15, 2010)

**Status:** On Council Agenda - New Business  
**Committee:** Planning/Zoning, Land Design & Development  
**Primary Sponsor:** Jon Ackerson

#### **Adjournment**

#### **Announcements**

- 43- Council District Announcements

#### **Addendum:**